

ASSEMBLY BILL

No. 971

Introduced by Assembly Member Jerome Horton

February 18, 2005

An act to add Section 13604 to the Penal Code, relating to corrections.

LEGISLATIVE COUNSEL'S DIGEST

AB 971, as introduced, Jerome Horton. Corrections: training.

Existing law requires that specified training be provided to certain correctional peace officers.

This bill would require that each correctional peace officer employed by the Department of Corrections or the Department of the Youth Authority whose duties are not primarily managerial or supervisory receive at least 80 hours of job-related training each fiscal year, and that each correctional peace officer employed by the State Department of Mental Health whose duties are not primarily managerial or supervisory receive at least 40 hours of job-related self-defense training each fiscal year. The bill would require the Department of Corrections and the Department of the Youth Authority to use actual surveillance videos for training purposes, except as specified. It would prohibit a correctional peace officer position that is nonsupervisory and nonmanagerial from being left vacant to finance the training mandated by these provisions.

The bill would require that each person appointed as a warden within the Department of Corrections or a superintendent within the Department of the Youth Authority undergo a psychological evaluation prior to assuming his or her duties, except as specified.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 13604 is added to the Penal Code, to
2 read:

3 13604. (a) The Legislature finds and declares that in order to
4 improve the operations of the state correctional system, it is
5 critical that additional training be provided to correctional peace
6 officers whose primary duties are not managerial or
7 supervisory.

8 (b) Each correctional peace officer employed by the
9 Department of Corrections or the Department of the Youth
10 Authority whose duties are not primarily managerial or
11 supervisory shall receive at least 80 hours of job-related training
12 each fiscal year. The Department of Corrections and the
13 Department of the Youth Authority shall determine the best use
14 of any hours remaining from this requirement after a correctional
15 peace officer has completed training mandated by other
16 provisions of law.

17 (c) Each correctional peace officer employed by the State
18 Department of Mental Health whose duties are not primarily
19 managerial or supervisory shall receive at least 40 hours of
20 job-related self-defense training each fiscal year.

21 (d) The Department of Corrections and the Department of the
22 Youth Authority shall use actual surveillance videos for training
23 purposes, provided that the videos do not depict any incident that
24 is the subject of pending litigation or an active criminal
25 investigation. Any video used for training purposes shall be
26 altered to protect the privacy of persons appearing in the videos.

27 (e) No correctional peace officer position that is
28 nonsupervisory and nonmanagerial shall be left vacant to
29 finance the training mandated by this section. Any funds
30 appropriated to fill these positions that are not spent for that
31 purpose shall revert to the fund from which they were
32 appropriated.

33 (f) Each person appointed as a warden within the Department
34 of Corrections or a superintendent within the Department of the
35 Youth Authority shall undergo a psychological evaluation prior
36 to assuming his or her duties. Any person who has undergone a
37 psychological evaluation as a correctional peace officer or as a

- 1 condition of his or her employment as a correctional peace
- 2 officer shall be exempt from this requirement.

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